



ENFORCEMENT OF THE  
*ENVIRONMENTAL PROTECTION  
AND ENHANCEMENT ACT*

And

*WATER ACT*

1 Apr 2008 - 30 Jun 2008

August 2010  
Environmental Management Division  
Alberta Environment



## *Enforcement Actions*

1 Apr 2008 - 30 Jun 2008

<i>Company/Individual</i>	<i>Municipality / LLD</i>	<i>Decision Date/ Penalty</i>	<i>Act/ Regulation</i>	<i>Comments / Disposition</i>
<b>Administrative Penalties</b>				

No Activity

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<b>Amended Enforcement Orders</b>				
Schooley, Art	MD of Foothills NW-8-20-2-W5	15-Apr-08	WA 36(1)	Amendment No. 2 to WA-EO-2007/05-SR issued deleting April 15, 2008 and replacing it with September 1, 2008.
Boyle, Village of	Boyle NW-12-65-19-W4	20-May-08	WA 135(1)	Amendment No. 1 to WA-EO-2007/04-NR issued to evaluate the steps and take into account progress by the Village to meet the terms and conditions of the Licence. The Village shall continue to implement the Water Conservation Plan [the Plan]; Provide monthly water use reports containing volume of water diverted; detailed quarterly water use tables; an interim report summarizing the implementation of the Plan; and a final report summarizing the water conservation measures undertaken to comply with this Order. Order complied with, file closed 21 January 2010.
Boyle, Village of	Boyle NW-12-65-19-W4	30-Jun-08	WA 135(1)	Amendment No. 2 to WA-EO-2007/04-NR Paragraph 4 deleting June 30, 2008 and replacing it with July 7, 2008. Order complied with, file closed 21 January 2010.

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<b>Enforcement Orders</b>				
Griffin Valley Ranches Ltd.	MD of Rocky View NW-30-27-5-W5	04-Apr-08	WA 43(1)	The Company operated a peat operation under a Municipal Development Permit, which expired. Prior to the expiration of the Permit, Alberta Environment ["AENV"] issued an Approval under the Water Act authorizing the removal of peat (3.72 acres) from a wetland. The Subdivision and Development Appeal Board issued a decision that there shall be no removal of any peat moss or other mined material upon receipt of this Order; all equipment shall be removed; the landowner, 1174526 Alberta Ltd, shall submit and implement a written reclamation plan to be completed within the timelines established and retain the services of a qualified specialist. AENV conducted an inspection and discovered that the area from which the peat was being removed and the area that had been disturbed in the peat mining operation was approximately 3 times larger than the area authorized by AENV and there had been no undertaking to conserve and reclaim the land. AENV is of the opinion that performance of work is necessary to conserve and reclaim the land and there is a serious breach of the conditions of the Approval. The Approval is cancelled. Notice of Appeal received 23 April 2008 by the Environmental Appeal Board.
JOVNIC Ltd., Mac-Sie Equipment Rentals Inc. & Sochatsky, Simon	Edmonton Plan 8920191, Block 3	18-Jun-08	WA 36(1) 142(1)(h)	JOVNIC Ltd. is the registered owner of the lands and Mac-Sie Equipment Rentals Inc. [Mac-Sie] is working on the Site conducting grading, resurfacing and drainage re-alignment. Mr. Sochatsky is the sole Director of JOVNIC Ltd. and Mac-Sie. Alberta Environment received information regarding activity on the Site, including activity within drainage ditches and a ravine, resulting in turbid water leading into a ravine. Inspections by Alberta Environment confirmed that the Tributary, Ravine, and Wetland had been altered by the Parties by removing all vegetation and surface material within the water bodies on the Lands. [the "Works"] It was observed that the Parties had conducted a number of activities, including an open excavation along the Tributary conducted by an excavator working in the stream and the placement of fill to realign the Tributary. A review of historical air photos identifies additional placement of fill and diversion of the Tributary. No approvals were issued by Alberta Environment for these activities. The construction of the Works has damaged the Tributary, Ravine, Wetland and aquatic environment. Remedial measures are required to remove the Works, to

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<b>Enforcement Orders</b>				
Bonavista Petroleum Ltd.	County of Vermilion River SW-11-53-6-W4	24-Jun-08	WA 36(1)	<p>restore the natural topography of the bed and shore of the Tributary, Ravine and Wetlands, to restore the natural drainage pattern in the Tributary and its downstream areas, and remove accumulated downstream sedimentation arising from the Works and remedial measures. The parties shall immediately cease all activities; retain a qualified aquatic environmental specialist to prepare the Remedial Plan and supervise the remedial work undertaken pursuant to the Plan; submit and implement a Remedial Plan; include a proposed schedule of implementation; provide 2 days notice of the commencement of the work in the Remedial Plan; and submit a final written report within 30 days of completion of the work required by this Order. Order complied with, file closure 26 October 2009.</p> <p>The Company is the operator and surface lease-holder of two oil and gas lease sites, ["6D-11" and "3-11"] and has been granted surface leases for portions of the Lands by the landowner. The Lands have a rolling topography and contain a drainage pattern which contain at least one seasonal creek [the "Creek"], and a wetland covering portions of the 3-11 and 6D-11 Lease Sites [the "Wetland"] all of which forms part of Deer Creek. Inspection of the 3-11 Lease Site by Alberta Environment determined the lease site had been constructed partly in the Creek by the placement of fill material compacted as a pad in preparation for the placement of an oil well [the "3-11 Works"]. Part of the 3-11 Works are constructed in a Wetland. The placement of fill material impaired the flow of water through the Creek and surface runoff from the Works has resulted in severe erosion of the 3-11 Lease Site. The 6D Lease Site was constructed partly within the Wetland by the placement of fill material compacted as a pad in preparation for the placement of an oil well [the "6D-11 Works"]. The placement of stripping piles in the SE corner of the Lease Site is impairing the flow of water through the wetland. No Approvals were issued by Alberta Environment for the 3-11 or 6D-11 Works. Remedial works are required on the Lands to restore the waterbodies impacted by the Works to their pre-disturbance conditions, and to remove those portions of the Works that are located within the waterbodies. The parties shall immediately cease all activities in or near the Works; submit and</p>

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Enforcement Orders				

implement a Remedial Plan; include a proposed schedule of implementation;  
retain a qualified environmental professional to prepare the Remedial Plan;  
provide 2 days notice of the commencement of the work in the Remedial Plan;  
and submit a final written report within 30 days of completion of the work  
required by this Order. Order Complied with, file closed 26 August 2009.

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<b>Environmental Protection Orders</b>				
Griffin Valley Ranches Ltd.	MD of Rocky View NW-30-27-5-W5	04-Apr-08	AEPEA(R) 140	The Company operated a peat operation under a Municipal Development Permit, which expired. Prior to the expiration of the Permit, Alberta Environment ["AENV"] issued an Approval under the Water Act authorizing the removal of peat (3.72 acres) from a wetland. The Subdivision and Development Appeal Board issued a decision that there shall be no removal of any peat moss or other mined material upon receipt of this Order; all equipment shall be removed; the landowner, 1174526 Alberta Ltd., shall submit and implement a written reclamation plan to be completed within the timelines established, and retain the services of a qualified specialist. AENV conducted an inspection and discovered that the area from which the peat was being removed and the area that had been disturbed in the peat mining operation was approximately 3 times larger than the area authorized by AENV and there had been no undertaking to conserve and reclaim the land. AENV is of the opinion that performance of work is necessary to conserve and reclaim the land and there is a serious breach of the conditions of the Approval. The Company shall not remove any peat soil or other earthen material, unless the Director has provided prior written approval; submit and implement a written Reclamation Plan; submit written Status reports, and retain the services of a qualified specialist to complete the Reclamation Plan. Notice of Appeal received 23 April 2008 by the Environmental Appeal Board.
Little Smoky Service 1994 Ltd. & Little Smoky Service 2003 Ltd.	Little Smoky Plan 1296KS, Block 2, Lot 3	30-May-08	AEPEA(R) 113	Little Smoky Service 1994 Ltd. ["Little Smoky 1994"] operated a service station on lands it owned [the "Site"], at which petroleum products were stored and sold to the public. Little Smoky Service 2003 Ltd. ["Little Smoky 2003"] purchased the site from Little Smoky 1994 in December 2003 and to date has continued operating the convenience store and gas station, including the sale of hydrocarbon products. A Phase II Environmental Site Assessment by Little Smoky 1994 reported that a hydrocarbon contamination plume exceeding the Generic Hydrocarbon Criteria of the Alberta Environment (AENV) Guidelines (2001) (the "Criteria") extended over the north portion of the Site and over the south portion of the adjacent off-site property. A Phase III Environmental Site Assessment confirmed the presence of hydrocarbons in the soil on Site and

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<b>Environmental Protection Orders</b>				
Pembina Pipeline Corporation	Mountain View County NW-26-33-5-W5	17-Jun-08	AEPEA(R) 113	<p>groundwater requiring remediation, full delineation of the groundwater contamination had not been completed, and that the On-Site and Off-Site Contamination exceeded the Criteria. Little Smoky 2003 was aware of the Contamination on the Site when they purchased it in 2003, and was also aware of the Off-Site Contamination upon release of the Phase III Report. AENV is of the opinion that a release of substances into the environment has occurred, and that the release has caused and may continue to cause an adverse effect, and that remedial action is required. The parties shall submit and implement a Remediation Plan; and submit a Final Report.</p> <p>The Company is the owner of a pipeline for the carrying of sweet crude oil under licence number 1386 - Line #1 [the "Pipeline"] with the Alberta Energy Resources Conservation Board [the "ERCB"] with a portion of the Pipeline running under the Red Deer River. On June 15, 2008 a drop in pressure was found in the Pipeline and a section of pipe was located where a break may have occurred. The valves to that section of the Pipeline were shut off and the problem was reported to Alberta Environment ["AENV"] and the ERCB. On June 16, 2008 the Company determined that approximately 12-20 cubic meters of sweet crude oil had spilled from that portion of the Pipeline located under the Red Deer River. The cause of the Pipeline break had not yet been determined. Substances traveled away from the Spill Site and have created an oily plume in the water which has travelled along the Red Deer River and has been observed 35 km away in Glennifer Lake. The Substances are causing, have caused, or may cause an adverse effect on the environment. The Company shall immediately take all necessary steps to contain the substances; Develop a Comprehensive Plan containing The Water Surface Management Plan, A Shoreline Plan, and A Detailed Delineation and Remediation Plan; provide daily written reports to the Director; provide daily reports to the general public; and submit to the Director a final report within thirty days of the completion of all the work required in compliance with this Order.</p>

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Field Warning				
No Activity				



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<b>Prosecutions</b>				

No Activity

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Tickets				

No Activity

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<b>Warning Letters</b>				
Binkowski, Diethelm	Leduc County NE-25-50-25-W4	11-Apr-08	WA 36(1)	Mr. Binkowski conducted an activity, construction within the 100 year flood plain without an Approval.
DHB Holdings Ltd.	Leduc County NE-25-50-25-W4	11-Apr-08	WA 36(1)	The Company conducted an activity, construction within the 100 year flood plain without an Approval.
Wetaskiwin No. 10, County of	County of Wetaskiwin SE-18-46-3-W5 NE-18-46-3-W5 NE-11-47-28-W4	16-Apr-08	WA 142(1)(e)	The County failed to report the monthly readings of the number of volume of water pumped, monthly measurements of water levels, and the total annual quantity of water pumped as set out within their licences.
Marr, Jason	Seba Beach Plan 1991HW, Block 1, Lot 17  Plan 1991HW, Block 1, Lot 16	23-Apr-08	AEPEA(R) 181	Mr. Marr conducted an activity, burning of a brush pile on the ice of Wabamun Lake without authorization.
Spray Lake Sawmills (1980) Ltd.	Cochrane NE-34-25-4-W5	28-Apr-08	AEPEA(R) 227(e)	The Company operates the Cochrane Wood Processing Plant pursuant to an Approval. It contravened its approval with late submission of the Soil Monitoring Program Proposal and the Soil Monitoring Program Report.
Spectra Energy Midstream Corporation	County of Stettler NE-33-38-22-W4	09-May-08	AEPEA(R) 227(e)	The Company operates the Nevis sour gas processing plant pursuant to an Approval. It contravened its licence with the Total Suspended Solids exceeding the limit set out within the Approval and failing to immediately report the exceedance.
Country Roads RV Park Inc.	Grande Prairie SW-9-72-6-W6	16-May-08	AEPEA(R) 61	The Company conducted an activity, the unauthorized release of wastewater from a lagoon into a watercourse.
LaPrairie Group Contractors (Alberta) Ltd.	MD of Northern Lights NW-23-101-23-W5 Plan 3352NY	16-May-08	AEPEA(R) 227(i)	The Company failed to meet the amended deadline for submission of the remediation plan required under the Environmental Protection Order.

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<b>Warning Letters</b>				
LaPrairie Group Contractors (Alberta) Ltd.	Grande Cache SW-16-57-7-W6	20-May-08	AEPEA(R) 112 110(1) 109(2)	The Company conducted an activity, being the unauthorized release of a substance into the environment which may cause an adverse effect.
1305071 Alberta Ltd.	Red Deer County SE-6-36-24-W4	22-May-08	WA 36(1)	The Company conducted an activity, unauthorized ditching and draining of two waterbodies with excavation extending into the bed and shore of Ghostpine Creek.
Huttenville Hutterian Brethren	Cardston County SE-4-5-21-W4	23-May-08	AEPEA(R) 61	The Huttenville Hutterian Brethren burned prohibited debris.
Crew Energy Inc.	Red Deer County SW-8-34-27-W4	04-Jun-08	AEPEA(R) 110(1)	The Company failed to report a spill in November 2006.
Early Bird Air Ltd.	MD of Rocky View SW-35-22-28-W4	05-Jun-08	AEPEA(R) 24/97 5(1)	The Company applied herbicide that caused an adverse affect to neighboring property.
Inland Concrete Limited	Calgary SE-12-25-3-W5	09-Jun-08	AEPEA(R) 61	The Company conducted an activity, being the operation of the Bears paw Concrete Plant, without a registration.
Enviro West Inc.	County of Newell SW-14-20-14-W4	17-Jun-08	AEPEA(R) 110(1)	The Company failed to immediately report a spill in February 2008.
Chinook Pipeline Inc.	Pincher Creek Plan 8510319, Block 3, Lot 23 Plan 8510319, Block 3, Lot 22	18-Jun-08	AEPEA(R) 110(1) 109(2)	The Company conducted an activity, improper storage of Hazardous Recyclables, the spill of Hazardous Recyclables and the failure to report the spill which occurred on or about May 27, 2008.



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<b>Water Management Orders</b>				

No Activity